



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

April 20, 2011

Glade Creek, LLC
Attn: Reed McKinlay
160602 W. Evans Road
PO Box 249
Grandview WA 98930-0249

Re: Surface Water Permit No. S4-15042(E)P

Dear Mr. McKinlay:

In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason(s) below:

- Nursery stock was damaged due to extreme weather conditions.
- Two years are needed to plant remaining acres and to show beneficial use.

Time limitations used in extensions may be extended on a year-by-year basis, but Ecology may grant longer periods at its discretion. This allows Ecology to evaluate progress made on previous years and make a due diligence determination.

The new deadline to submit your *Proof of Appropriation of Water* is **December 31, 2013**.

New Provisions: According to the Department of Ecology's Provision POL-1050, "As a condition of an extension, Ecology may require additional provisions and conditions . . ." As a condition of this extension approval, Ecology is requiring the following new provisions:

- Meter Installation: An approved measuring device shall be installed and maintained for the source authorized by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use," WAC 173-173.
<http://www.ecy.wa.gov/programs/wr/measuring/measuringhome.html>.
- Record Weekly, Report Annual Totals: Water use data shall be recorded annually and maintained by the property owner for a minimum of five years. The maximum rate of diversion and the annual total volume shall be submitted to the Department of Ecology by January 31st of each calendar year.
- Electronic Reporting: Recorded water use data shall be submitted via the Internet. To set up an Internet reporting account, contact the Central Regional Office Regional Office. If you do not have Internet access, you can still submit hard copies by contacting the Central Regional Office Regional Office for forms to submit your water use data.



- Authority to Access Property: Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.
- Proof of Appropriation: The water right holder shall file the notice of Proof of Appropriation of Water (under which the Certificate of Water Right is issued) when the permanent distribution system has been constructed and the quantity of water required by the project has been put to full beneficial use. The Certificate will reflect the extent of the project perfected within the limitations of the water right. Elements of a proof inspection may include, as appropriate, the source(s), system instantaneous capacity, beneficial use(s), annual quantity, place of use, and satisfaction of provisions.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608
Pollution Control Hearings Board 111 Israel Rd SW Ste 301 Tumwater WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia WA 98504-0903

Glade Creek, LLC
April 20, 2011
Page 3

Please send a copy of your appeal to:

Melissa Downes
Department of Ecology
Central Regional Office
15 W Yakima Avenue Ste 200
Yakima WA 98902-3452

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>. To find laws and agency rules visit the Washington State Legislature Website: <http://www.leg.wa.gov/CodeReviser>.

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,



Melissa Downes
Acting Section Manager
Water Resources Program

MD:CLG:gh
110437

Enclosures: *Proof of Appropriation of Water*
Your Right to Be Heard
Measuring Device Information-Form 1
Pressurized Flow and Open Channel-Form 2

By certified mail: 7007 2560 0001 9535 3335

PA extension granted.doc